

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 6287 of 2005

Between:

C. Vidyasagar S/o. Gopal Rao,
H.No. 10-3-311/5-2-B, Road No.3, Castle Hills,
Vijayanagar Colony, Hyderabad.

..... PETITIONER

AND

- 1 M. Harshavardhan S/o. Ranga Chari
404-A, Heigh Raise Apartments, Kavadiguda, Hyderabad.
- 2 Md. Fakruddin S/o. Ismail,
2-26, Madapur (V), Serilingampally (M) R.R. District.
- 3 Fatima Bee W/o. Md. Fakruddin,
20-4-533, Kilwat, Hyderabad-2,
- 4 The Special Court Under A.P. Land Grabbing (Prohibition)
Act, Hyderabad, Rep. by its Registrar.

..RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus: i) declaring the order of the Special Court under Land Grabbing (Prohibition) Act at Hyderabad, the fourth respondent herein, dt. 16-3-2005 passed in I.A.No. 1129 of 2004 in L.G.C.No. 41 of 2002 as

arbitrary, illegal and consequently set aside the same.

Counsel for the Petitioner: MR.A.SUDERSHAN REDDY

Counsel for the Respondent No.4: GP FOR REVENUE

The Court made the following:

ORDER: (Per BRSR,J)

We are not inclined to interfere with such discretionary orders as the one under challenge before us, passed by the Special Court under A.P. Land Grabbing (Prohibition) Act, in exercise of the jurisdiction under Article 226 of the Constitution of India. Suffice it to observe that the order passed by the Special Court had not resulted in causing any injustice to any of the parties. All the objections raised by the petitioner in this writ petition can be raised at the appropriate stage, as and when such occasion arises. It is not a case for interdicting the very order passed by the Special Court to send Exs.B.5 and A.11 to the Finger Print Expert. No case, as such, is made out requiring our interference.

The writ petition shall accordingly stand dismissed.

B. SUDERSHAN REDDY, J.

Date: 28.03.2005.

C.V.RAMULU, J.

GS/KS

To

1. The Registrar, Special Court Under A.P. Land Grabbing
(Prohibition) Act, Hyderabad,

2. Two CCs to the G.P. for Revenue, High Court of A.P.,
Hyderabad (OUT)

3. Two C.D. Copies.